Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Text

UNCLASSIFIED

PAGE 01 MADRID 06442 310921Z
ACTION CPR-01

INFO OCT-01 EUR-12 ISO-00 L-03 TRSE-00 OPR-02 A-01
PER-05 MMO-04 /029 W
----------126320 311221Z /41
R 310751Z AUG 77
FM AMEMBASSY MADRID
TO SECSTATE WASHDC 1547

UNCLAS MADRID 6442

FOR PROTOCOL

E.O. 11652: N/A
TAGS: PDIP
SUBJECT: HOST COUNTRY REQUIREMENTS FOR AUTOMOBILE LIABILITY
INSURANCE

REF: STATE 189095

THE FOLLOWING IS FURNISHED IN REPLY TO QUESTIONS POSED
REFTEL.

A. YES. HOWEVER, VEHICLES REGISTERED WITH DIPLOMATIC
LICENSE ARE NOT REQUIRED TO SHOW PROOF OF MANDATORY
INSURANCE TO OBTAIN REGISTRATION.

B. MANDATORY LIABILITY INSURANCE IS THIRD PARTY-PERSON
LIABILITY ONLY WITH UP TO A MAXIMUM OF 2,300 DOLLARS
PER PERSON, PER ACCIDENT WITHOUT LIMIT TO THE NUMBER
OF PERSONS.

C. NOT APPLICABLE.

D. YES. EMBASSY REGULATIONS REQUIRE ALL PERSONNEL TO
OBTAIN FULL UNLIMITED LIABILITY INSURANCE ON POV'S.
THIS COVERAGE IS MORE BROAD IN THAT COMPLETE LIABILITY
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 MADRID 06442 310921Z

IS PROVIDED UNDER THE POLICY AND IS NOT LIMITED
TO PERSONAL INJURY AS PROVIDED UNDER THE MANDATORY
INSURANCE LAW. REGULATION IS ENFORCED BY EMBASSY
NOT REQUESTING REGISTRATION OF VEHICLES NOT INSURED.

E. NO. WHEN A DIPLOMAT IS CITED BY A COURT TO
APPEAR BEFORE IT IN CONNECTION WITH AN ACCIDENT IN

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

WHICH A THIRD PERSON WAS INJURED, THE EMBASSY SENDS THE
SUMMONS BACK TO THE COURT THROUGH THE FORMIN VIA A NOTE
VERBALE, REQUESTING THE MINISTRY TO INFORM THE COURT
THAT SUCH PERSON IS A DIPLOMATIC MEMBER OF THE MISSION
AND THAT HE SHOULD BE EXCUSED FROM APPEARING BEFORE THE
COURT, AND THAT THE COURT, FOLLOWING THE ESTABLISHED
PROVISIONS OF SPANISH LAW, SHOULD SEND A QUESTIONNAIRE
TO THE DIPLOMAT THROUGH THE FORMIN WHICH THE DIPLOMAT
WILL ANSWER AND RETURN TO THE COURT VIA THE FORMIN.
THE COURT ACCEPTS THE ANSWER TO THE QUESTIONNAIRE AS
PROVIDED BY THE EMBASSY AND RENDERS A DECISION BASED
ON THIS INFORMATION. INSURANCE COMPANIES PAY THE
AMOUNT SET BY THE COURT OUT OF THE COMPULSORY INSURANCE.

F. NO. SPANISH LAW PROVIDES THAT DIPLOMATS ARE EXEMPT
FROM APPEARING IN COURT BUT CAN PROVIDE ANSWERS IN WRITING
TO QUESTIONNAIRES PROVIDED BY THE COURT. THE INSURANCE
COMPANY'S LAWYER DEFENDS THE CASE BASED ON THE ANSWERS TO
SAID QUESTIONNAIRE.

G. NOT APPLICABLE.

H. YES. INSURANCE IS READILY AVAILABLE FROM
VARIOUS COMPANIES DOING BUSINESS IN HOST COUNTRY
INCLUDING AFFILIATES OF US INSURANCE FIRMS.

UNCLASSIFIED

UNCLASSIFIED

I. NO, RATES ARE THE SAME.

J. NO, INSURANCE CONTRACTS FOR DIPLOMATS ARE
STANDARD CONTRACTS IN USE IN HOST COUNTRY.

K. NO.

L. NOT APPLICABLE.

M. YES, AS INDICATED IN D. ABOVE, PERSONNEL OF THE
MISSION ARE REQUIRED TO HAVE MORE THAN THE MANDATORY
COVERAGE AND WE KNOW OF NO CASES WHERE ADEQUATE
COMPENSATION WAS NOT PROVIDED BY THE INSURANCE COMPANY
IN SETTLEMENT.

N. NO. STABLER

UNCLASSIFIED

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

NNN

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INSURANCE, AUTOMOBILES
Control Number: n/a
Copy: SINGLE
Sent Date: 31-Aug-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977MADRID06442
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770314-1155
Format: TEL
From: MADRID
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t1977084/aaaaacuz.tel
Line Count: 110
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 7286fa56-c288-dd11-92da-001cc4696bcc
Office: ACTION CPR
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 STATE 189095
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 16-Nov-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1535305
Secure: OPEN
Status: NATIVE
Subject: HOST COUNTRY REQUIREMENTS FOR AUTOMOBILE LIABILITY INSURANCE
TAGS: PDIP, AFSP, SP
To: STATE
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/7286fa56-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009